AMENDMENT UNDER 37 C.F.R. § 1.312

Serial Number: 10/052,952 Filing Date: January 17, 2002

THREE-DIMENSIONAL PHOTONLC CRYSTAL WAVEGUIDE STRUCTURE AND METHOD Title:

Conclusion

Claim 47 has been amended for clarity. Claim 48 has been amended to correct typographical errors. The specification has been amended to update information about the related applications. It is respectfully submitted that these amendments do not introduce new matter, and the claims are allowable without further search or consideration. Therefore, entry is appropriate under Rule 312, and is respectfully requested.

Respectfully submitted,

LEONARD FORBES ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Page 11

Dkt: 1303.034US1

P.O. Box 2938

Minneapolis, MN 55402

(612) 373-6969

45,416

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this day of December, 2004.